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DATE: 12/8/2004

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SEND TO: United States Patent Office

Examiner: Marie C. Ubiles

Group Art Unit: 2642

Tel No: 703-305-0684

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FROM: Amy J. Pattillo

Tel No: 512-402-9820

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Docket No. AUS92001945US1 Serial No. 10/005,680 Atty: AJP

Applicant: BROWN ET AL

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Fees: Amendment \_\_\_\_\_ Notice of Appeal \$330.00 Appeal Brief \_\_\_\_\_ Other \_\_\_\_\_

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of Brown et al.	: Before the Examiner:
Serial No.: 10/005,680	: Marie C. Ubiles
Confirmation Number: 9585	: Group Art Unit: 2642
Filed: 12/03/2001	: Intellectual Property Law Department
Title: HOLD QUEUE POSITION	: International Business Machines Corp.
PUBLICATION	: 11400 Burnet Road
	: Austin, Texas 78758

Certificate of Facsimile Transmission

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Amy Pattillo

  
Signature

12/8/2004  
Date

TRANSMITTAL OF NOTICE OF APPEAL UNDER 37 CFR 1.191


Mail Stop AF  
Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
**Via Facsimile**

Applicant hereby appeals from the Examiner to the Board of Patent Appeals and Interferences from the last decision of the Examiner.

Please charge the fee of \$330.00 for submission of this Notice of Appeal to IBM Corporation Deposit Account No. 09-0447.

The commissioner is hereby authorized to charge any additional fee which may be required or credit any overpayment to IBM Corporation Deposit Account No. 09-0447. A duplicate copy of this document is enclosed.

Respectfully submitted,

 on 12/8/2004

Amy J. Pattillo  
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AUS920010945US1

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10/005,680

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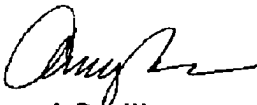
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Dear Sir:

Under 37 CFR 1.191, Applicants hereby appeal to the Examiner to the Board of Patent Appeals and Interferences from the last decision of the Examiner. Specifically, the Examiner's Office Action, dated September 9, 2004, finally rejects claims 1, 2, 4-9, and 11-35. Applicants filed a response after final rejection dated November 9, 2004, including a declaration under 1.131. Applicants have not received an advisory action or other response to the response after final rejection, nor does the electronic PAIR indicate that an advisory action has been issued as of December 8, 2004. Thus, Applicants appeal the rejection of claims 1, 2, 4-9, and 11-35.

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